

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

February 12, 2003 LB 45, 181

advancement of LB 181?

SENATOR STUHR: Yes, thank you, Mr. Speaker and members of the Legislature. For the record, I would concur with Senator Raikes, after speaking with legal counsel. I believe the bill does clearly state, if a vacancy occurs. In the situation that Senator Schrock is talking about, there really is not a vacancy. That appointment has been made. So I hope that clarifies that situation. So what we're talking about is trying to put some structure into the process if a vacancy would occur on the Board of Regents prior to a general election. With that, I ask for your support. Thank you.

SPEAKER BROMM: Thank you, Senator Stuhr. You've heard the closing to the advancement of LB 181. Members, all in favor of advancing please vote aye, and opposed nay. Please record.

ASSISTANT CLERK: 27 ayes, 0 nays on the motion to advance the bill, Mr. President.

SPEAKER BROMM: LB 181 advances. Next item on the agenda.

ASSISTANT CLERK: Mr. President, LB 45 was introduced by Senator Thompson. (Read title.) The bill was read for the first time on January 9 of this year, referred to the Health and Human Services Committee. That committee reports the bill to General File with committee amendments attached.

SPEAKER BROMM: Thank you, Mr. Clerk. Senator Thompson to open on LB 45.

SENATOR THOMPSON: Thank you, Mr. Speaker, members of the body. LB 45 as amended will only have one issue in it now, and that is to make the current Clean Indoor Air Act have stronger enforceability. Currently, an injunctive remedy is available against a smoker, but not the establishment. And this simply changes that language so that an injunctive action can be brought against both an establishment, and it leaves in the smoker. Essentially, that's never happened. An individual smoker hasn't been gone after by either the state or local level, as far as I know. But the more logical thing is if an